(2)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 1798 /2001

PETITIONER : Ant Ram Verma
S/o [illegible]
Aged abosut 40 years
Sarpanch Gram Panchayat_Gorakhpur
Tehsil – Lormi
District-Bilaspur.

- Versus-

RESPONDENTS : 1.Chief Executive Officer,
Janpad Pachayat Lormi
District- Bilaspur.

2. Additional Collector,
Bilaspur.

3. Commissioner,
Bilaspur Division
Bilaspur.

4. Bhushan Prasad Sahu
S/o Shri Ved Ram Sahu,
Secretary Gram Panchyat
Gorakhpur, R/o Village-
Sonpur, P.O. Manoharpur,
Tehsil- Lormi,
District- Bilaspur.

5. Shri N.Kumar Burman'
S/o Khomdas,
Secretary(Incoming)
R/o Bhalukhondra,
Tehsil-Lormi
District-Bilaspur.

P. R. No. 19701/
Presented by Shri V.K. Agrawal
dated 11.9.01

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION FOR ISSUANCE OF A WRIT OF CERTIORARI, MANDAMUS, PROHIBITION OR ANY OTHER SUITABLE WRIT, ORDDER OR DIRECTION.

XI-RC-22

Single Bench (25)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर W.P.M/A 226, 227 Cont.- m/s Mohin
Other than Service matter

आदेश पत्रक Dispute regarding the
W.P.1798 Post of Sarpanch.
मामला क्रमांक ..... सन् 200 .....
ANT RAM VERMA विरुद्ध CHIEF EXECUTIVE OF ICER & OTHS.

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11.10.2001 Shri Raj Kamal Singh, learned counsel for the petitioner. Shri Deep Kesharwani, learned Panel Lawyer for respondents. Heard. Shri Deep Kehsarwani, submits that since the matter is pending before the Commissioner, Bilaspur, the same should be examined and disposed of on merit expeditiously to avoid any further confusion as regards the post of Panchayat Secretary. It may be stated that the respondent No.4 - Shri Bhushan Prasad Sahu was removed from the post of Panchayat Secretary on 30.3.2001 and the same day, respondent No.5 - Shri N.Kumar Burman was appointed	PR 19/10/01 *Petition of* ...W.P..... *Presented on* ...11.9.01..... *with* ..... *by Shri* Vinay Kumar Pandey *it be checked fixed for*..... .....

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

as Panchayat Secretary. However, the said order of removal was set aside by Additional Collector. The said order of Additional Collector was appealed against before the Commissioner and the same is now pending for disposal. It is contended that as on this date respondent No.5 - Shri N.Kumar Burman is functioning as Panchayat Secretary. It seems the matter is to be decided finally on merit by the Commissioner after taking all factors into consideration. No specific issue on merit can be decided at this stage by this Court.

In the result, after hearing Shri Raj Kamal Singh, the learned counsel for the petitioner as well as Shri Deep Kesharwani, learned Panel Lawyer for the respondents, this petition is disposed of with the direction that the appeal now pending before the Commissioner should be heard and decided finally at the earliest and not later than 31st October, 2001. Until the matter is finally decided by the Commissioner, status quo as regards the post of Panchayat Secretary shall be maintained as it exists on this date.

This petition is disposed of accordingly.

Certified copy as per rules.

Sd/-
Chief Justice

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